IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

GRIGORIAN VARDAN, :

Petitioner :

:

vs. CIVIL NO. 1:CV-11-0039

:

CRAIG A. LOWE, et al.,

Respondents :

ORDER

AND NOW, this 19th day of April, 2011, upon consideration of the Report and Recommendation of Magistrate Judge Smyser, to which no objections have been filed, and upon a review of the record, it is Ordered that the Report is approved. In accordance with Judge Smyser's recommendation it is Ordered as follows:

- 1. Thomas Decker, John Morton, Janet Napolitano and Eric Holder are dismissed as respondents.
- 2. The within petition is dismissed without prejudice.
- 3. The Clerk of Court shall close this file.

/s/William W. Caldwell William W. Caldwell United States District Judge